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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RICHARD SCAVONE,

Defendant.

2:16-cr-00005-RFB

**STIPULATION TO CONTINUE
REVOCATION HEARING
(Second Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between, the United States of America, through the undersigned, together with Brian J. Smith, Esq., counsel for defendant Richard Scavone, that the revocation hearing currently scheduled for July 15, 2020 at 11:00 a.m., be vacated and set to a date and time convenient to this Court, but no sooner than 45 days

This stipulation is entered into for the following reasons:

1. The Defendant is not incarcerated does not object to the continuance.
2. The pending petition involves a New York state criminal charge. Defendant Scavone's scheduled court date in that matter is July 21, 2020. According to the District Attorney assigned the matter, Scavone's court date will likely be moved because of the COVID

1 pandemic.

2 3. The parties anticipate Defendant Scavone's state case will affect the resolution of the
3 pending petition.

4 4. The parties agree to the continuance.

5 5. Additionally, denial of this request for continuance could result in a miscarriage of
6 justice.

7 6. The additional time requested by this Stipulation is made in good faith and not for
8 purposes of delay.

9 This is the second request for a continuance of the revocation hearing.

10 DATED this 14th day of July, 2020.

11 NICHOLAS A. TRUTANICH,
12 United States Attorney
13 By: /s/ Nicholas D. Dickinson
NICHOLAS D. DICKINSON
Assistant United States Attorney

By: /s/ Brian J. Smith
BRIAN J. SMITH, ESQ.
Counsel for Richard Scavone

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
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UNITED STATES OF AMERICA,

2:19-cr-00005-RFB

Plaintiff,

vs.

ORDER

RICHARD SCAVONE,

Defendant.

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy revocation hearing, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for the hearing, taking into account the exercise of due diligence.

IT IS THEREFORE ORDERED that revocation hearing in the above-captioned matter currently scheduled for July 15, 2020 at 11:00 a.m., be vacated and continued to September 1, 2020, at 11:30 a.m./p.m.

DATED July 14, 2020.



HONORABLE RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE